

Remarks

Reconsideration of this Application is respectfully requested.

Upon entry of the foregoing amendment, claims 5-9, 14-18, and 33-58 are pending in the application, with claims 1, 5, 14, 33-38, 47, 52, 57, and 58 being the independent claims. Claims 1-4, 10-13, and 19-32 were previously withdrawn and cancelled without prejudice to or disclaimer of the subject matter therein. Claims 35-38 are sought to be amended for clarity. New claims 39-43 are sought to be added. Support for the amendments and new claims is found in U.S. Pat. Publication No. 2005/0070259 A1 to Kloba, *et al.*, at least at, for example, the Abstract, paragraphs [0008] - [0015], [0066] - [0070], [0074] - [0087] and [0109] and FIGs. 7, 8, 10, and 11A-11C. Applicants reserve the right to prosecute similar or broader claims, with respect to the cancelled and amended claims, in the future. These changes are believed to introduce no new matter, and their entry is respectfully requested.

Based on the above amendment and the following remarks, Applicants respectfully request that the Examiner reconsider the outstanding and rejection and that it be withdrawn.

Allowable Subject Matter

Initially, Applicants gratefully acknowledge the Examiner's indication on pages 1 and 2 of the Office Action that the patent application contains allowable subject matter. The Examiner is thanked for the indication that claims 5-9, 14-18, 33, and 34 are allowed.

Rejection under 35 U.S.C. § 112

Claims 35-38 were rejected under 35 U.S.C. § 112, first paragraph, for allegedly failing to comply with the written description requirement. In particular, the Examiner asserts that “[t]he recitation “computer useable medium” in claims 35-38 was not described in the specification in such a way as to reasonably convey to one skilled in the art that the inventor at the time the application was filed had possession of the claimed invention.” (Office Action, page 2). Applicants respectfully traverse this rejection.

Without acquiescing to the propriety of the rejection, and merely to expedite prosecution, Applicants have amended claims 35-38 to accommodate the rejection of the Examiner and to clarify the claims.

For example, claim 35 as amended herein recites, *inter alia*:

A computer program product comprising a *computer readable storage medium having computer program logic stored thereon that, in response to execution by a processor, causes the processor to access data driven websites on a mobile client device* by performing operations.
... comprising:

...

transmitting a request for a website from the mobile client device to the server; and

receiving from the server at the mobile client device at least one web page template and application data corresponding to the website in response to the request;

displaying a selected web page of the website on the mobile client device in an offline mode ... ; and

...

transmitting a second request for the website from the mobile client device to the server; and

receiving from the server at the mobile client device a changed portion of the at least one web page template and application data in response to the second request.

Support for the amendments to claims 35-38 is found in U.S. Pat. Publication No. 2005/0070259 A1 to Kloba, *et al.* (Alternatively, “the Specification”), at least at, for

example, the Abstract, paragraphs [0008], [0012], [0015], [0066] - [0070], [0079] and [0109] and FIGs. 7, 8, and 10. For example, the specification describes "computer program products for enabling access to data driven websites on mobile client devices" wherein "[u]sage data corresponding to the occurrence of at least one user initiated event on the mobile client device is stored . . . [t]he mobile client device is synchronized with a server . . . [t]he usage data is transferred to the server". (Specification, paragraphs [0008] and [0015]). The Specification further describes an exemplary embodiment wherein a "Server 704 *can include any combination of hardware, software, and/or firmware* present in computer system 802" and an "Application provider 706 can include any combination of hardware, software, and/or firmware present in computer system 804." (Specification, paragraph [0069]) (emphasis added). The instant Specification further describes "a software module operating in mobile client device 702" that "can be implemented in hardware, software, and/or firmware, in any combination." (Specification, paragraph [0109]). Thus, Applicants respectfully submit that the features recited in claims 35-38 are supported by the Specification.

Accordingly, Applicants request reconsideration and withdrawal of the rejection of claims 35-38 under 35 U.S.C. § 112.

New Claims 39-58

Newly presented claims 39-58 have been added to provide Applicants with additional scope of protection commensurate with the disclosure. Support for these new claims may be found throughout the Specification, e.g., in paragraphs [0008] - [0015] and [0074] - [0087] and FIGs. 11A-11C. No new matter has been added. New claims 39-42 depend from claim 36 and include all features therein. Therefore, at least based on

their respective dependencies to claim 36, claims 39-42 should be found allowable, as well as for their additional distinguishing features. New claims 43-46 depend from claim 38 and include all features therein. Therefore, at least based on their respective dependencies to claim 38, claims 43-46 should be found allowable, as well as for their additional distinguishing features. Further, new claims 39-46 recite features similar to allowed claims 15-18 with respect to computer readable media, and are believed allowable for at least reciting similar features to claims 15-18.

Applicants have added new claim 47 which includes common features shared with allowed claim 5. Newly presented claim 47 recites features similar to features of claim 5 with respect to a method, and is believed allowable for at least reciting similar features similar to claim 5 and further in view of its own features.

Applicants have added new claims 52 and 58, which include common features shared with allowed claims 14 and 34, respectively. Newly presented claims 52 and 58 recite features similar to features of claims 14 and 34 with respect to a computer-implemented method and method, respectively, and are believed allowable for at least reciting similar features similar to claims 14 and 34 and further in view of their own features. New claims 53-57 depend from claim 52 and include all features therein. Therefore, at least based on their respective dependencies to claim 52, claims 53-57 should be found allowable, as well as for their additional distinguishing features. Moreover, new claims 53-57 recite features similar to allowed claims 15-18 and are believed allowable for at least reciting similar features to claims 15-18.

Reasons for the entry and allowance of new claims 39-58 have been presented, above. Applicants respectfully request the entry and allowance of claims 39-43.


Conclusion

All of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding rejections and that they be withdrawn. Applicants believe that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Amendment and Reply is respectfully requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.


for Michael Q. Lee
Attorney for Applicants
Registration No. 35,239

Date: April 26, 2010

1100 New York Avenue, N.W.
Washington, D.C. 20005-3934
(202) 371-2600

1075837_2.doc